

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE:)
) CASE NO. 17 B 19114
Bobby Gunn,) HON. Timothy Barnes
) CHAPTER 13
DEBTOR.)

NOTICE OF MOTION

To: Trustee Marilyn O Marshall, 224 S. Michigan Avenue, Suite 800, Chicago, IL 60604

See attached Service List.

Please take notice that on April 26, 2018, at 9:30 a.m. I shall appear before the Honorable Judge Timothy Barnes in Courtroom 744 in the Federal Dirksen Building, 219 S. Dearborn Street, Chicago, Illinois and present the attached motion and you may appear if you so choose.

PROOF OF SERVICE

The undersigned, an attorney, certifies that he sent this notice and the attached motion on April 4, 2018 to:

The Chapter 13 Trustee listed above via electronic notice;

To the attached service list via U.S. Mail with postage prepaid from the mail box located at 20 S. Clark Street, Chicago, IL 60603.

/s/ Roger Leshinksy

Attorney for Debtor

The Semrad Law Firm, LLC
20 S. Clark Street, 28th Floor
Chicago, IL 60603
(312) 913-0625

Case 17-19114 Doc 38 Filed 04/04/18 Entered 04/04/18 12:29:58 Desc Main
Label Matrix for local noticing U.S. Bankruptcy Court Document Page 2 of 5
0752-1 Eastern Division
Case 17-19114 219 S Dearborn
Northern District of Illinois 7th Floor
Chicago Chicago, IL 60604-1702
Wed Apr 4 09:57:08 CDT 2018

Americash Loans Apple Home Healthcare CCI
3200 W 159th St 123 W Madison St 501 Greene Street # 302
Harvey, IL 60428-4056 Chicago, IL 60602-4630 Augusta, GA 30901-4415

Cash Net USA City of Chicago - Dep't of Revenue City of Chicago Department of Finance
200 W Jackson Blvd PO Box 88292 c/o Arnold Scott Harris
Fl 14 Chicago, IL 60680-1292 111 W Jackson Blvd Ste 600
Chicago, IL 60606-6929 Chicago, IL 60604-3517

(p)COMED Commonwealth Edison Company Harris and Harris LTD
1919 SWIFT DR Attn: Bankruptcy Department 111 W Jackson Blvd
OAKBROOK IL 60523-1502 1919 Swift Drive Suite 600
Oakbrook Terrace, IL 60523-1502 Chicago, IL 60604-3517

I C SYSTEMS INC IRS 1 Infusystem Inc
PO BOX 64378 PO Box 7346 PO BOX 204467
SAINT PAUL, MN 55164-0378 Philadelphia, PA 19101-7346 Dallas, TX 75320-4467

Internal Revenue Service Northwestern Medicine PINNACLE CREDIT SERVIC
PO Box 7346 Po Box 4090 810 1ST ST S STE 260
Philadelphia, PA 19101-7346 Carol Stream, IL 60197-4090 HOPKINS, MN 55343-7606

PRESTIGE FINANCIAL SERVICES Peoples Gas Pinnacle Credit Services, LLC
PO BOX 26707 PO BOX 2968 d/b/a Verizon Wireless
SALT LAKE CITY, UT 84126-0707 Milwaukee, WI 53201-2968 Resurgent Capital Services
PO Box 10587 Greenville, SC 29603-0587

Prestige Financial Services, Inc c/o Sara Ni Angelica Harb Bobby Gunn
1420 S. 500 W The Semrad Law Firm, LLC 236 Leclaire Ave., Basement
C/O Sadie Oldham 20 S. Clark Street, 28th Floor Chicago, IL 60644-2523
Salt Lake City, UT 84115-5149 Chicago, IL 60603-1811

Marilyn O Marshall Patrick S Layng Rodion Leshinsky
224 South Michigan Ste 800 Office of the U.S. Trustee, Region 11 The Semrad Law Firm, LLC
Chicago, IL 60604-2503 219 S Dearborn St 20 S. Clark Street, 28th Floor
Room 873 Chicago, IL 60604-2027 Chicago, IL 60603-1811

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Mailable recipients 26

Bypassed recipients 0

Total 26

ComEd

3 Lincoln Cetre

c/o Sabrina Copelan

Villa Park, IL 60181

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE:)
) CASE NO. 17 B 19114
Bobby Gunn,) HON. Timothy Barnes
) CHAPTER 13
DEBTOR.)

MOTION FOR HARDSHIP DISCHARGE

NOW COME the Debtor, Bobby Gunn, by and through Debtor's attorneys, The Semrad Law Firm, LLC and hereby move this Honorable Court to enter an Order granting the Debtor a hardship discharge. Debtor states the following:

1. This motion arises under 11 U.S.C. § 1328(b).
2. On June 24, 2017, Debtor filed a petition for relief pursuant to Chapter 13 Title 11 U.S.C.
3. On October 26, 2017, this Honorable Court confirmed the Debtor's Chapter 13 Plan of reorganization.
4. There is a pending Motion to Dismiss the case for failure to make plan payments which will be heard on April 26, 2018.
5. Debtor's maintained an excellent pay history in the instant case for the duration of the case.
6. Debtor has paid \$1,203.02 into the Chapter 13 Plan of reorganization.
7. Debtor has passed away on January 11, 2018. Please see Exhibit A.
8. Debtor is unable to cure the plan default.
9. Debtor is unable to modify the Chapter 13 Plan under Section 1329 as there is no room in the plan to defer the plan default, and Debtor is unable to afford increased monthly plan payments.

10. Debtor used his best efforts to fund the Chapter 13 Plan.
11. Debtor's creditors have received a far greater amount than they would have received if Debtor had filed under Chapter 7 of the Bankruptcy Code.
12. Debtor's attorney, The Semrad Law Firm, LLC respectfully requests this Honorable Court to waive the requirement that Bobby Gunn file the Declaration regarding Domestic Support Obligations as well as the Certification of Completion of Instructional Course Concerning Personal Financial Management, in order for him to receive a discharge in the Chapter 13 Case.
13. Due to the reasons stated in this Motion, Debtor respectfully requests this Honorable Court enter an Order granting the Debtor a hardship discharge.

WHEREFORE, the Debtor prays this Honorable Court enter an Order granting the Debtor a hardship discharge, and for such other and further relief as the Court deems fair and proper.

Respectfully submitted,

/s/ Roger Leshinksy
Attorney for the Debtor

The Semrad Law Firm, LLC
20 South Clark Street, 28th Floor
Chicago, Illinois 60603
(312) 913-0625